

**AMENDED 04-24-2020**  
**GAS AND WATER PIPELINES**  
**OVERHEAD ELECTRIC AND CULVERTS**

**HANSFORD COUNTY RIGHT-OF-WAY - CROSSING AGREEMENT**

PRECINCT \_\_\_\_\_ COUNTY COMMISSIONER \_\_\_\_\_

COUNTY ROAD \_\_\_\_\_

Blacktop \_\_\_\_\_

Caliche \_\_\_\_\_

Dirt \_\_\_\_\_

Gas \_\_\_\_\_

Purpose \_\_\_\_\_

Pressure PSI \_\_\_\_\_

Type (natural, LP, anhydrous, etc. \_\_\_\_\_

Casing size \_\_\_\_\_ OD

Water \_\_\_\_\_

Purpose \_\_\_\_\_

Casing size \_\_\_\_\_ OD

Overhead Line Detail \_\_\_\_\_

**SKETCH OR SURVEY OF PIPELINE LOCATION IS ATTACHED BY APPLICANT. PLEASE USE FULL LEGAL DESCRIPTIONS HERE.**

APPLICANT \_\_\_\_\_

PIPELINE OWNER \_\_\_\_\_

PROPERTY ONE: (legal description) \_\_\_\_\_

OWNER OF PROPERTY ONE \_\_\_\_\_

PROPERTY TWO: (legal description) \_\_\_\_\_

OWNER OF PROPERTY TWO: \_\_\_\_\_

This agreement entered into as of the \_\_\_\_\_ day of \_\_\_\_\_ 2020 , by and between Applicant and the County of Hansford, Spearman, Texas.

\_\_\_\_\_  
Owner of Pipeline/Electrical/Telephone Line

\_\_\_\_\_  
Benny D. Wilson, Hansford County Judge

\_\_\_\_\_  
Signature & Printed Name

\_\_\_\_\_  
Ira G. Reed, Commissioner Prec. #1

\_\_\_\_\_  
Title or Position

\_\_\_\_\_  
David Thomas, Commissioner Prec. #2

\_\_\_\_\_  
Mailing address

\_\_\_\_\_  
Tim Stedje, Commissioner Prec. #3

\_\_\_\_\_  
City, State and Zip

\_\_\_\_\_  
Danny Henson, Commissioner Prec. #4

\_\_\_\_\_  
Company=s Email Address

The crossing is not to be covered up until the Commissioner or Foreman of the Precinct has inspected the work. Also, once it has been inspected the Commissioner will sign and date this agreement.

\_\_\_\_\_  
Commissioner Precinct # \_\_\_\_\_

\_\_\_\_\_  
Foreman Precinct # \_\_\_\_\_

Date of Inspection \_\_\_\_\_

Depth of line \_\_\_\_\_

Amended Resolution April 24, 2020.

1. The owner of the project and the contractor shall each have an obligation to secure authorization from Hansford County. The County of Hansford does hereby agree to grant Applicant permission to construct, maintain, and operate a pipeline according to the specifications on page one of this Crossing Agreement over, along, and across the public roads and highways in Hansford County, Texas. Said pipeline or pipelines are to be used for the transportation of the materials set out in this application. If the use changes the county shall be notified. In constructing said lines, traffic on said roads and highways shall not be interfered with and such roads or highways shall be properly restored to their former condition of usefulness. The restoration is subject to the supervision of the Hansford County Commissioners Court.
2. The pipeline or lines shall be constructed between or along Property One and Property Two pursuant to the sketch attached hereto.
3. The rights hereby granted for the construction, operation and maintenance of the pipeline or pipelines to be constructed by Applicant shall be at all times subject to the superior rights of the public for highway purposes. **The Applicant is totally responsible** for obtaining the easement or consent from the owner(s) of the land on which the lines shall be constructed. **The permission for the crossing by Hansford County pertains only to the rights of the County by virtue of its easement for the county road.**
4. The owner of the pipeline and the contractor shall each have an obligation to secure authorization from Hansford County and shall each have a separate liability for failure to secure authorization to cut a county easement with a pipeline trench and lay a pipeline. Failure by the owner or by the contractor to secure authorization shall invoke an additional \$75 a foot charge each as liquidated damages (a total of \$150.00 a foot if both should fail to secure authorization).
5. No underground crossing of a paved surface shall be made by cutting. Blacktop roads shall be drilled or bored and cased under road base according to State Highway specifications. Caliche surfaced county roads may be cut **only with prior notification and permission of the commissioner of the precinct in which the road lays**. A Precinct Commissioner may elect to have the matter brought to the entire Commissioners Court for special circumstances. Caliche must be separated when removed and placed back on the surface. Ditch must be water packed for both dirt and caliche. If a ditch cut through a caliche surfaced county road is wider than five (5") inches, then the person or entity cutting the ditch and the owner of the pipeline and the contractor shall each pay Hansford County, as liquidated damages, the sum of \$75.00 per foot for the entire width of the county easement that is crossed by the ditch.
6. All pressure lines shall be cased with welded steel casing. Electrical lines can be cased with heavy-duty PVC pipe. All pressure lines shall be vented at each end of the right-of-way. No parallel lines will be installed in County right-of-way without special permission and a separate written agreement of the Hansford County Commissioners Court. All lines, where practicable, shall be located to cross roadbed at approximately right angles thereto. No lines are to be installed under or within 50 feet of either end of any bridge. No lines shall be placed in any culvert or within 20 feet of same.

7. An annular void left as a result of oversized boring shall be filled with packed earth, cement or other hardening slurry.
8. Depth of coverage:
  - (a) Gas and liquid petroleum lines, operating at a pressure of more than 60 pounds per square inch, and electric lines shall be covered to a depth of forty-eight (48") inches from the lowest part of the bar ditch at point of crossing.
  - (b) Gas, liquid petroleum, water and sanitary sewer lines operating at a pressure of 60 pounds per square inch or less shall be covered at a depth of at least twenty-four (24") inches below the lowest part of the bar ditch at point of crossing. Underground lines running longitudinally within the right-of-way shall be installed as close to the right-of-way boundary as practical but not more than three (3') feet within the right-of-way, and at depth below the back slope of twenty-four (24") inches.
  - (c) Overhead lines shall be placed at least eighteen (18') feet above the roadway for telephone lines and twenty-two (22') feet for electrical lines. Single poles only shall be used and placed not more than one (1') foot within the right-of-way.
9. The permit and right-of-way for constructing pipelines hereunder shall cease and terminate upon the expiration of six months from the date hereof; but the right and privilege hereby granted to operate, maintain and remove pipelines shall continue as to each and every pipeline in use. Where the words Apublic roads@, Ahighways@ or Aroads@ are used herein reference is to roads and highways in Hansford County, not including State Highways.
10. The pipeline shall be placed to a depth required by law, beneath any County Road now in existence. In the event a change is needed in existing roads in the future, the pipeline or lines shall be lowered or changed in any manner in order to comply with State laws or rulings of the State Highway Department, or Hansford County, then and in such event any change required shall be by Applicant and at his own expense.
11. Culverts placed in the ditches running beside any county road shall be not less than 24 inches inside diameter and at least 30 feet in length. The owner or contractor shall furnish the culvert. The county will in most cases assume the responsibility for filling around the culvert with earth. The county will be notified as to the paving, if any, to be applied to the surface. Future maintenance, unless otherwise agreed shall be assumed by the county. The county may remove a culvert after notification of the owner or after 5 years of open and obvious non use.
12. Variation from these rules may be accepted if approved by the Commissioners Court. This Agreement is subject to the conditions expressed in Hansford County Commissioners Court Amended Resolution of **May 9, 2011**, concerning Road Crossings. This agreement is also subject to any State Law, Regulation, and any Federal Law or Regulation pertaining to the type of installation involved.

